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10 IN THE UNITED STATES DISTRICT COURT  
11 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
12 OAKLAND DIVISION  
13

14 UNITED STATES OF AMERICA,  
15 Plaintiff,  
16 v.  
17 WALLACE GILMORE,  
18 Defendant.  
19

Case No.: CR 18-00040 JST

**STIPULATION AND ~~[PROPOSED]~~  
ORDER RE-SETTING EVIDENTIARY  
HEARING ON DEFENDANT'S MOTION  
TO SUPPRESS**

20  
21 IT IS HEREBY STIPULATED, by and between the parties to this action that the evidentiary  
22 hearing on Defendant's Motion to Suppress, currently set for June 29, 2018, at 1:30 p.m., may be  
23 vacated and reset for August 17, 2018, at 1:30 p.m. in order to provide defense counsel an  
24 opportunity to subpoena Henthorn materials regarding the involved police officers and sufficient time  
25 to review and investigate any information that may be obtained prior to the hearing.

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1 DATED: June 25, 2018

\_\_\_\_\_/S/  
JOYCE LEAVITT  
Assistant Federal Public Defender

5 DATED: June 25, 2018

\_\_\_\_\_/S/  
WILLIAM GULLOTTA  
Assistant United States Attorney

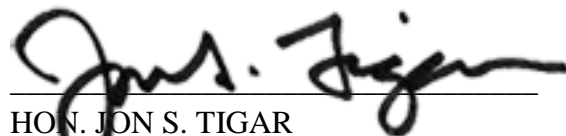
9 I hereby attest that I have permission of the parties to enter a conformed signature (/s/) for all  
10 signatures within this e-filed document.

14 **ORDER**

16 GOOD CAUSE APPEARING, IT IS HEREBY ORDERED that the evidentiary hearing date  
17 on Defendant's Motion to Suppress, currently set for June 29, 2018, at 1:30 p.m., is vacated and reset  
18 for August 17, 2018, at 1:30 p.m.

20 IT IS SO ORDERED.

22 DATED: June 25, 2018

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HON. JON S. TIGAR  
United States District Judge